

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Application No. : 10/802,166  
Inventor(s) : James Robert Schwartz  
Filed : March 17, 2004  
Art Unit : 1616  
Examiner : Ernst V. Arnold  
Docket No. : 9184M&  
Confirmation No. : 4150  
Customer No. : 27752  
Title : Composition Comprising Zinc-Containing Layered Material With a High Relative Zinc Lability

TERMINAL DISCLAIMER TO OBVIATE A DOUBLE PATENTING  
REJECTION OVER A PRIOR PATENT

Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

The owner, The Procter & Gamble Company and Arch Chemicals, Inc., of 100 percent interest in the instant application hereby disclaims, except as provided below, the terminal part of the statutory term of any patent granted on the instant application which would extend beyond the expiration date of the full statutory term of prior Patent No. 7,026,308 as the term of said patent is defined in 35 U.S.C. 154 and 173, and as the term of said prior patent is presently shortened by any terminal disclaimer. The owner hereby agrees that any patent so granted on the instant application shall be enforceable only for and during such period that it and the prior patent are commonly owned. This agreement runs with any patent granted on the instant application and is binding upon the grantee, its successors or assigns.

In making the above disclaimer, the owner does not disclaim the terminal part of the term of any patent granted on the instant application that would extend to the expiration date of the full statutory term as defined in 35 U.S.C. 154 and 173 of the prior patent, as the term of said prior patent is presently shortened by any terminal disclaimer, in the event that

Appl. No. 10/802,166  
Docket No. 9184M&  
Paper dated September 30, 2010  
Reply to Office Action mailed on March 31, 2010

said prior patent later: expires for failure to pay a maintenance fee, is held unenforceable, is found invalid by a court of competent jurisdiction, is statutorily disclaimed in whole or terminally disclaimed under 37 C.F.R. §1.321, has all claims cancelled by a reexamination certificate, is reissued, or is in any manner terminated prior to the expiration of its full statutory term as presently shortened by any terminal disclaimer.

Authorization is given to charge Deposit Account No. 16-2480 for the fee required under 37 C.F.R. §1.20 (d) for submission of this Terminal Disclaimer.

The undersigned is an attorney or agent of record.

Respectfully Submitted,

THE PROCTER & GAMBLE COMPANY and  
ARCH CHEMICALS, INC.

By Linda Marie Sivik/

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(513) 983-4639

Date: September 30, 2010  
Customer No. 27752

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Rev. 09/10 (PTO updated 07/09)